

CLASSIFICATION OFFICE DECISION

Title of publication: chiasa.jpg-5d705bf3-2dbd061a.idx

Other known title(s): Not stated

OFLC ref: 1200889.000

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Hamilton District Court

Classification:	Unrestricted.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 06 November 2012

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The computer image file has a posed photograph of a young woman standing side-on to the camera. Her upper torso is bare and one breast and prominent nipple are the focus of the image. The effect is mildly sexual. However, an image of breasts is not, per se, objectionable. Children and young persons are not likely to be shocked or disturbed by an image of a woman's breast or to automatically associate the image with sexual activity. As a result, there is unlikely to be any injury to the public good associated with the exposure of children and younger teenagers to the image. While some teenagers and adults may be titillated by an image of a naked breast this does not constitute an injury to the public good. A restriction on the availability of the image is therefore unnecessary.

The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication does not interfere with the freedom of expression as outlined in s14 of the Bill of Rights.